



Planning (Consequential Provisions) (Scotland) Act 1997

CHAPTER 11

PLANNING (CONSEQUENTIAL PROVISIONS) (SCOTLAND) ACT 1997

- 1 Meaning of “the consolidating Acts”, “the repealed enactments”, etc.
- 2 Continuity, and construction of references to old and new law.
- 3 Repeals.
- 4 Consequential amendments.
- 5 Transitional provisions and savings.
- 6 Short title, commencement and extent.

SCHEDULES

- SCHEDULE 1 — Repeals
- Part I — GENERAL
 - Part II — SCOTLAND ONLY
 - Part III — ENGLAND AND WALES ONLY

SCHEDULE 2 — Consequential amendments

The Finance Act 1931 (c. 28)

- 1

The Mineral Workings Act 1951 (c. 60)

- 2 In section 41(2A) of the Mineral Workings Act 1951, for...

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The Agricultural Land (Removal of Surface Soil) Act 1953 (c. 10)

3 For section 4 of the Agricultural Land (Removal of Surface...

The Historic Buildings and Ancient Monuments Act 1953 (c. 49)

4 (1) In section 5(2A)(a)(i) of the Historic Buildings and Ancient...

The Opencast Coal Act 1958 (c. 69)

5 (1) In section 7(8) of the Opencast Coal Act 1958,...

The Building (Scotland) Act 1959 (c. 24)

6 (1) In section 2 of the Building (Scotland) Act 1959—...

The Town and Country Planning (Scotland) Act 1959 (c. 70)

7 (1) In section 27(5)(b) of the Town and Country Planning...

The Flood Prevention (Scotland) Act 1961 (c. 41)

8 (1) In section 3(3)(d) of the Flood Prevention (Scotland) Act...

The Land Compensation (Scotland) Act 1963 (c. 51)

9 (1) In section 15(6) of the Land Compensation (Scotland) Act...

The Gas Act 1965 (c. 36)

10 (1) In section 4(7) of the Gas Act 1965—

The Local Government (Scotland) Act 1966 (c. 51)

11 (1) In section 35(1) of the Local Government (Scotland) Act...

The Land Commission Act 1967 (c. 1)

12

The Forestry Act 1967 (c. 10)

13 (1) In section 9(4)(d) of the Forestry Act 1967, for...

The Agriculture Act 1967 (c. 22)

14 (1) In section 50(3)(b) of the Agriculture Act 1967, for...

The Countryside (Scotland) Act 1967 (c. 86)

15 (1) In the proviso to section 11(5) of the Countryside...

The Caravan Sites Act 1968 (c. 52)

16 In section 16 of the Caravan Sites Act 1968, as...

The Transport Act 1968 (c. 73)

17 (1) In section 108 of the Transport Act 1968—

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The Finance Act 1969 (c. 32)

18 In the Table in section 58(4)(c) of the Finance Act...

The Post Office Act 1969 (c. 48)

19 (1) In section 58(2) of the Post Office Act 1969—...

The Employment and Training Act 1973 (c. 50)

20 In section 4 of the Employment and Training Act 1973—...

The Land Compensation (Scotland) Act 1973 (c. 56)

21 (1) In section 2(6) of the Land Compensation (Scotland) Act...

The Local Government (Scotland) Act 1973 (c. 65)

22 In the definition of “protected informant” in paragraph 1(1) of...

The Control of Pollution Act 1974 (c. 40)

23 (1) In section 5(2) of the Control of Pollution Act...

The Offshore Petroleum Development (Scotland) Act 1975 (c. 8)

24 (1) In section 1(9) of the Offshore Petroleum Development (Scotland)...

The House of Commons Disqualification Act 1975 (c. 24)

25 In Part II of Schedule 1 to the House of...

The Race Relations Act 1976 (c. 74)

26 In section 19A(3)(b) of the Race Relations Act 1976, for...

The Refuse Disposal (Amenity) Act 1978 (c. 3)

27 In section 8 of the Refuse Disposal (Amenity) Act 1978—...

The Estate Agents Act 1979 (c. 38)

28 In section 1(2)(e) of the Estate Agents Act 1979, for...

The Ancient Monuments and Archaeological Areas Act 1979 (c. 46)

29 (1) In section 32(1) of the Ancient Monuments and Archaeological...

The Water (Scotland) Act 1980 (c. 45)

30 (1) In section 10(5)(a) of the Water (Scotland) Act 1980,...

The Local Government, Planning and Land Act 1980 (c. 65)

31 (1) In section 3(5)(c) of the Local Government, Planning and...

The Zoo Licensing Act 1981 (c. 37)

32 In section 4(6) of the Zoo Licensing Act 1981, for...

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The Transport Act 1981 (c. 56)

33 In paragraph 9 of Schedule 4 to the Transport Act...

The Wildlife and Countryside Act 1981 (c. 69)

34 (1) In sections 28(8)(a), 29(9)(a) and 34(5) of the Wildlife...

The Civil Aviation Act 1982 (c. 16)

35 (1) In section 48(9) of the Civil Aviation Act 1982,...

The Mobile Homes Act 1983 (c. 34)

36 In the definition of “planning permission” in section 5(1) of...

The Telecommunications Act 1984 (c. 12)

37 (1) In section 35(4) of the Telecommunications Act 1984, for...

The Roads (Scotland) Act 1984 (c. 54)

38 (1) In section 12B(7) of the Roads (Scotland) Act 1984,...

The Airports Act 1986 (c. 31)

39 (1) In section 59(6) of the Airports Act 1986, for...

The Housing (Scotland) Act 1987 (c. 26)

40 (1) In section 77(3) of the Housing (Scotland) Act 1987,...

The Income and Corporation Taxes Act 1988 (c. 1)

41 In section 91A(7) of the Income and Corporation Taxes Act...

The Housing (Scotland) Act 1988 (c. 43)

42 In section 2(7) of the Housing (Scotland) Act 1988, for...

The Road Traffic (Driver Licensing and Information Systems) Act 1989 (c. 22)

43 In Schedule 4 to the Road Traffic (Driver Licensing and...

The Electricity Act 1989 (c. 29)

44 (1) In paragraph 2(5) of Schedule 3 to the Electricity...

The Capital Allowances Act 1990 (c. 1)

45

The National Health Service and Community Care Act 1990 (c. 19)

46 (1) In paragraph 24 of Schedule 6 to the National...

The Enterprise and New Towns (Scotland) Act 1990 (c. 35)

47 (1) In section 8(13) of the Enterprise and New Towns...

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The Natural Heritage (Scotland) Act 1991 (c. 28)

48 (1) In section 2(2) of the Natural Heritage (Scotland) Act...

The Planning and Compensation Act 1991 (c. 34)

49 (1) In section 78(1)(b) of the Planning and Compensation Act...

The Coal Mining Subsidence Act 1991 (c. 45)

50 In section 19(1)(c) of the Coal Mining Subsidence Act 1991,...

The Agricultural Holdings (Scotland) Act 1991 (c. 55)

51 In section 57(3) of the Agricultural Holdings (Scotland) Act 1991,...

The Further and Higher Education (Scotland) Act 1992 (c. 37)

52 In section 31(7) of the Further and Higher Education (Scotland)...

The Protection of Badgers Act 1992 (c. 51)

53 In section 10(1)(d) of the Protection of Badgers Act 1993,...

The Radioactive Substances Act 1993 (c. 12)

54 For paragraph 14 of Schedule 3 to the Radioactive Substances...

The Crofters (Scotland) Act 1993 (c. 44)

55 (1) In section 14(4) of the Crofters (Scotland) Act 1993,...

The Coal Industry Act 1994 (c. 21)

56 (1) In section 54(6) of the Coal Industry Act 1994,...

The Value Added Tax Act 1994 (c. 23)

57 In Group 6 of Schedule 8 to the Value Added...

The Local Government etc. (Scotland) Act 1994 (c. 39)

58

The Goods Vehicles (Licensing of Operators) Act 1995 (c. 23)

59 (1) For section 12(12) of the Goods Vehicles (Licensing Operators)...

The Environment Act 1995 (c. 25)

60 (1) In Schedule 13 to the Environment Act 1995—

The Gas Act 1995 (c. 45)

61 In paragraph 2(1)(xxi) of Schedule 4 to the Gas Act...

SCHEDULE 3 — Transitional provisions and savings

- 1 (1) The repeal by this Act of a provision relating...
- 2 (1) The repeal by this Act of an enactment previously...
- 3 Without prejudice to the generality of paragraphs 1 and 2,...

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- 4 The repeal by this Act of an enactment which has...
- 5 Any document made, served or issued after this Act comes...
- 6 Where any provision of the repealed enactments amends an enactment...
- 7 In any regulations in force under section 88 of the...
- 8 The expressions “local authority” and “statutory undertakers” in any provision...
- 9 Notwithstanding the repeal by this Act of section 172 of...
- 10 (1) The repeal by this Act of section 1(8) of...
- 11 In relation to any area which, on 1st April 1992,...
- 12 The repeal by this Act of section 4 of the...
- 13 (1) Where the functions of a Minister under any enactment...
- 14 Section 16 of, and paragraph 7(5) to (7) of Schedule...

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Changes and effects yet to be applied to :

- Sch. 2 para. 4(2) omitted by [2023 asc 3 Sch. 13 para. 176](#)